

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA  
AT ERIE**

JUSTIN NYARI,

*Plaintiff,*

v.

KEVIN SUTTER, *et al.*,

*Defendants.*

Civil Action No. 14-284-BR

ORDER


**ORDER ADOPTING REPORT AND RECOMMENDATION AND DISMISSING CASE**

The Court, having considered the Report and Recommendation of Magistrate Judge Susan Paradise Baxter, and the balance of record, **HEREBY ORDERS:**

- (1) The Court **ADOPTS** the Report and Recommendation.
- (2) This case is **DISMISSED** due to Plaintiff's failure to prosecute.
- (3) The Clerk shall send copies of this Order to the parties.

**IT IS SO ORDERED.**

DATED this 27th day of January, 2016.

  
BARBARA J. ROTHSTEIN  
UNITED STATES DISTRICT JUDGE